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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Bachinski et al.	Examiner:	Alfred Basichas
Serial No.:	10/687,497	Group Art Unit:	3749
Filed:	October 15, 2003	Docket:	12929.1072USC1
Customer No.:	23552	Confirmation No.:	9051
Title:	Proximity Warning System for a Fireplace		

CERTIFICATE UNDER 37 CFR 1.10:

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Date of Deposit: April 8, 2004

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By: Teresa Anderson
Name: Teresa Anderson

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

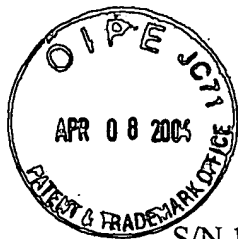
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- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing.
- ☒ Request for Clarification regarding Office Action mailed March 29, 2004, with attachments.
- ☒ Return postcard.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By: Robert A. Kalinsky
Name: Robert A. Kalinsky
Reg. No.: 50,471
RAK:pll



4-12-04

S/N 10/687,497

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Bachinski et al.	Examiner:	Alfred Basicas
Serial No.:	10/687,497	Group Art Unit:	3749
Filed:	October 15, 2003	Docket No.:	12929.1072USC1
Customer No.:	23552	Confirmation No.:	9051
Title:	Proximity Warning System for a Fireplace		

CERTIFICATE UNDER 37 CFR 1.10

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By:

Teresa Anderson

Name:

Teresa Anderson

REQUEST FOR CLARIFICATION REGARDING OFFICE ACTION
MAILED MARCH 29, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A Preliminary Amendment and Information Disclosure Statement were filed on March 3, 2004, for the above-referenced application. An Office Action was mailed on March 29, 2004. The Office Action does not reflect the amendments made to the claims by the Preliminary Amendment. For example, in the Preliminary Amendment, claims 1-23 were canceled, and claims 24-39 were added. However, the Office Action only provides examination for canceled claims 1-23.

Attached is a courtesy copy of the Preliminary Amendment and Information Disclosure Statement filed on March 3, 2004. Also included is the returned postcard showing receipt by the Patent Office. The following actions are respectfully requested:

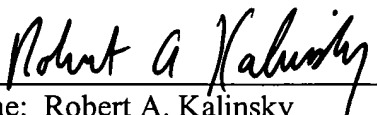
- entry of the Preliminary Amendment and Information Disclosure Statement filed on March 3, 2004;
- withdrawal of the Office Action mailed on March 29, 2004; and

- issuance of a new Office Action taking into consideration the amended claims and Information Disclosure Statement.

Please contact the undersigned attorney with any questions regarding this application.

Respectfully submitted,
MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date: April 8, 2004


Name: Robert A. Kalinsky
Reg. No.: 50,471
RAK:pll

Attachment:

Courtesy copy of Preliminary Amendment and Information Disclosure Statement filed on March 3, 2004.



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60 S 8TH ST STE 3200
MINNEAPOLIS MN 55402-5336

12929.1072USC1
RAK:pl

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Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

In re Application of: Bachinski et al.
For: Proximity Warning System for a Fireplace
Docket No.: 12929.1072USC1
Filed: October 15, 2003

Serial No.: 10/687,497

Express Mail No.: EV 407363425 US
Date Mailed: March **3**, 2004

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing.
- ☒ Preliminary Amendment.
- ☒ Information Disclosure Statement, Form 1449, 1 Reference
- ☒ Return postcard

Patent



RAK:pl

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Bachinski et al.	Examiner:	To Be Assigned
Serial No.:	10/687,497	Group Art Unit:	3743
Filed:	October 15, 2003	Docket:	12929.1072USC1
Customer No.:	23552	Confirmation No.:	9051
Title:	Proximity Warning System for a Fireplace		

CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EV 407363425 US

Date of Deposit: March 3, 2004

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